

**SENTENCING HEARING**

Date: 01/25/18  
Start: 9:59am End: 10:29am

Judge Leonie M. Brinkema  
Reporter: A. Thomson  
probation officer present

**UNITED STATES of AMERICA**CASE NUMBER: 1:17cr248

Vs.

HYUNG KWON KIM

Counsel/Govt.: Mark Daly/Mark Lytle Counsel/Deft.: Mark Matthews/Matthew Hicks  
Court adopts PSI ☐ without exceptions ☐ with the following exceptions:

**SENTENCING GUIDELINES:**

Offense Level: <u>27</u>	Upon Motion of <input type="checkbox"/> Deft <input type="checkbox"/> Govt
Criminal History: <u>I</u>	Court depart from G/L pursuant to:
Imprisonment Range: _____ to <u>60</u> months	<input type="checkbox"/> USSG 5K1.1
Supervised Release Range: <u>1</u> to <u>3</u> years	<input type="checkbox"/> USSG 5C1.2
Restitution: \$ <u>243,542.00</u>	<input type="checkbox"/> USSG 5K2.12
Fine Range: \$ <u>12,500.00</u> to \$ <u>487,084.00</u>	<input type="checkbox"/> USSG 5H1.4
Special Assessment: \$ <u>100.00</u> per Count	<input type="checkbox"/> _____

**JUDGMENT of the COURT:**

BOP for 6 months, with credit for time served  
Supervised Release for 2 Years  
Supervised Probation for \_\_\_\_\_ Years  
Restitution: \$ 243,542.00 payable to \_\_\_\_\_  
Fine: \$ 105,000.00 ☒ Due Immediately ☐ Monthly payments of \$ \_\_\_\_\_ to begin  
\_\_\_\_\_ days from imposition of sentence/release  
Special Assessment: \$ 100.00 ☐ Satisfied ☒ Due immediately  
Fine/Costs Waived ☒ Interest Waived ☒

**SPECIAL CONDITIONS:**

\_\_\_\_\_ Home Confinement for the first \_\_\_\_\_ days/months of supervision, at the  
deft=s expense, w/leave as directed by Court.  
\_\_\_\_\_ Deft. to remain drug free, In/Out patient treatment as directed.  
\_\_\_\_\_ Deft to pay costs as able \_\_\_\_\_ Deft to waive privacy  
\_\_\_\_\_ Deft. to participate in \_\_\_\_\_ counseling as directed.  
\_\_\_\_\_ Deft to pay costs as able \_\_\_\_\_ Deft to waive privacy  
☒ Pay Restitution of \$ 243,542.00, ☐ Due Immediately ☐ Monthly  
☒ Access to all financial information/records  
\_\_\_\_\_ No New Credit/No Purchases over \$ \_\_\_\_\_ without prior approval.  
\_\_\_\_\_ Cooperate fully w/BICE, may not re-enter w/o permission during S/R.  
\_\_\_\_\_ Seek and maintain full time employment \_\_\_\_\_ Full-time education program  
☒ Drug Testing Waived  
\_\_\_\_\_ Other: \_\_\_\_\_

**RECOMMENDATION TO BOP:**

☒ Deft. to be designated to a Facility in Allenwood, PA.  
\_\_\_\_\_ Residential Drug Abuse Treatment Program (RDAP)  
\_\_\_\_\_ Other: \_\_\_\_\_

Defendant: ☐ Remanded ☒ Self Surrender/Bond cont.Restitution order to be provided by govt